

Todd A. Noah (State Bar No. 152328)
Barbara L. Friedman (State Bar No. 208735)
DERGOSITS & NOAH LLP
One Embarcadero Center, Suite 350
San Francisco, CA 94111
Telephone: (415) 705-6377
Facsimile: (415) 750-6383
Email: tnoah@dergnoah.com
Email: bfriedman@dergnoah.com

Attorneys for Plaintiff
PRO-SHORE, LLC

Michelle Akerman (State Bar No. 265022)
Emily M. Charley (State Bar No. 238542)
HANSON BRIDGETT, LLP
425 Market Street, 26th Floor
San Francisco, CA 94105
Telephone: (415) 995-5172
Facsimile: (415) 995-3469
Email: makerman@hansonbridgett.com
Email: echarley@hansonbridgett.com

Attorneys for Plaintiffs
PRO-SHORE, LLC, BUILD GROUP, INC.
and PACIFIC STRUCTURES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PRO-SHORE, LLC; BUILD GROUP, INC.;) Case No.: 17-cv-05295 (EMC)
and PACIFIC STRUCTURES, INC.,)

Plaintiffs,

v.

DAYTON SUPERIOR CORPORATION,

Defendant.

) **STIPULATION AND ORDER TO**
) **EXTEND DEADLINES INCLUDING THE**
) **MARCH 29, 2018 INITIAL CASSE**
) **MANAGEMENT CONFERENCE**

1 Plaintiffs Pro-Shore, LLC, Build Group, Inc. and Pacific Structures, Inc. and Defendant
2 Dayton Superior Corporation and (collectively, the “Parties”) hereby stipulate to continue all
3 upcoming deadlines currently set in this case for 30 days. These deadlines include: 1) the date for
4 plaintiff Pro-Shore, LLC to file a second amended complaint; 2) the date for the parties’ Joint Case
5 Management Statement; and 3) the March 29, 2018 Initial Case Management Conference.

6 The reason for the continuance is that on February 22, 2018, the parties conducted an in-
7 person settlement conference with the principals of each of the parties in attendance. During the
8 conference, the parties expressed a desire to resolve the outstanding disputes between them and
9 continue their business relationships with each other. To that end, the parties agreed to schedule
10 additional meetings to discuss specific topics in an effort to possibly reach a resolution. The parties
11 are optimistic that they will be able to resolve their disputes without further Court intervention and
12 the additional time will enable the parties to meet this goal. In the event the parties do not finalize a
13 settlement within 30 days from the date of the order, the parties will jointly notify the Court on the
14 30th day that they either need more time to complete the agreement or that no settlement agreement
15 has been reached.

16 Pursuant to the Court’s CMC Order, the parties, through their respective counsel, stipulate
17 that the all upcoming deadlines be continued for 30 days and that the March 29, 2018 Initial Case
18 Management Conference be continued to May 3, 2018 at 9:30 a.m., or the next available date on the
19 Court’s calendar.

20
21 **IT IS SO STIPULATED.**

22
23 Dated: February 26, 2018

By: /s/ Todd A. Noah

Todd A. Noah (SBN 152328)

tnoah@dergnoah.com

DERGOSITS & NOAH LLP

One Embarcadero Center, Suite 350

San Francisco, CA 94111

Telephone: (415) 705-6377

Facsimile: (415) 750-6383

Attorneys for Plaintiff

PRO-SHORE, LLC

1 Emily M. Charley (State Bar No. 238542)
2 echarley@hansonbridgett.com
3 HANSON BRIDGETT, LLP
4 425 Market Street, 26th Floor
5 San Francisco, CA 94105
6 Telephone: (415) 995-5172
7 Facsimile: (415) 541-9366

8 Attorneys for Plaintiffs
9 PRO-SHORE, LLC, BUILD GROUP,
10 INC. AND PACIFIC STRUCTURES,
11 INC.

12 Dated: February 26, 2018

13 By: /s/ Sheryl Koval Garko
14 Lisa Greenwald-Swire (SBN 213269)
15 greenwald-swire@fr.com
16 Katherine D. Prescott (SBN 215496)
17 prescott@fr.com
18 FISH & RICHARDSON P.C.
19 500 Arguello Street, Suite 500
20 Redwood City, California 94063
21 Telephone: (650) 839-5070
22 Facsimile: (650) 839-5071

23 Sheryl Koval Garko (*appearing pro hac vice* /
24 garko@fr.com)
25 FISH & RICHARDSON P.C.
26 One Marina Park Drive
27 Boston, Massachusetts 02210-1878
28 Telephone: (617) 542-5070
Facsimile: (617) 542-8906

29 Vivian Cheng (*appearing pro hac vice* /
30 cheng@fr.com)
31 Fish & Richardson P.C.
32 601 Lexington Avenue
33 52nd Floor, New York, NY 10022
34 Telephone: (212) 765-5070
35 Facsimile: (212) 258-2291

36 Attorneys for Defendant,
37 DAYTON SUPERIOR CORPORATION
38

1 I attest under penalty of perjury that concurrence in the filing of this document has been
2 obtained from Sheryl Koval Garko.

3 _____
4 /s/ Todd A. Noah

5
6 PURSUANT TO STIPULATION, IT IS SO ORDERED

7
8 3 / 5
9 Dated: February ~~20~~ 21, 2018

